IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 18921 of 2004

Between:

1 Dommeti Laxmi,

W/o. Late Dommeti Mallaiah,
R/o. Foot Ball Ground Basthi Area,

Near Subhash Station,
Bellampalli, Adilabad District.
2 Dommeti Rajkumar,

S/o. Late Dommeti Mallaiah,
R/o. Foot Ball Ground Basthi Area,

Near Subhash Station,
Bellampalli, Adilabad District.

..... PETITIONERS

AND

Singareni Collieries Company Limited,

Rep. by its General Manager,
Bellampalli (P) Area,

Bellampalli,

Adilabad District.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order direction or writ particularly one in the nature of Writ Mandamus or any other appropriate Writ declaring the action of the respondent in not providing employment to the 2nd petitioner under medically unfit/deceased employees quota

is illegal and arbitrary; and consequently direct the respondent to provide employment to the 2nd petitioner in any suitable post.

Counsel for the Petitioners: Mr. G.VIDYASAGAR

Counsel for the Respondent: Mr. N.KRISHNA RAO

The Court at the admission stage made the following ORDER:

The 1st petitioner's son worked with the respondent, who died due to sickness on 25-1-1998. On 25-5-1999 the 1st petitioner's husband made a representation to the respondent to provide employment to the 2nd petitioner. The respondent's Workers' Union also submitted a representation on 16-12-1999 to the respondent. The 1st petitioner also submitted a representation on 2-10-2000 to the respondent after the death of her husband to provide employment to the 2nd petitioner. The grievance of the petitioners is that the respondent did not pass any orders on the said representations. Therefore, they approached this Court seeking to declare the inaction of the respondent in not providing employment to the 2nd petitioner as illegal and arbitrary and to direct the respondent to provide employment to the 2nd petitioner in any suitable post.

In the light of the circumstances submitted by the petitioners, the respondent is directed to pass appropriate orders on the representations made by the petitioners regarding their request to provide employment to the 2nd petitioner on account of the death of his brother, who was appointed on compassionate grounds after the retirement of the 1st petitioner's husband on medical invalidation.

The Writ Petition is accordingly disposed of.

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(Dr. G.YETHIRAJULU,J)

13th October, 2004.

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To

1. The General Manager,

Singareni Collieries Company Limited,

Bellampalli (P) Area,

Bellampalli,

Adilabad District.

2. Two CD Copies.